

**Introduced by Senator Simitian**

February 19, 2010

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An act to amend Sections 44019, 44041, 44081, and 44081.6 of the Health and Safety Code, to amend Sections 10770, 10856, 10858, and 10902 of, and to add Section 10752.7 to, the Revenue and Taxation Code, and to amend Sections 506, 1651.5, 4602, 5004.5, 9559.5, and 9700 of, and to add Article 1.5 (commencing with Section 9200) to Chapter 6 of Division 3 of, the Vehicle Code, relating to vehicles.

**LEGISLATIVE COUNSEL'S DIGEST**

SB 1393, as introduced, Simitian. Vehicles: biennial registration.

Existing law generally establishes an annual registration period for vehicles and imposes annual registration fees on vehicles.

The Vehicle License Fee Law establishes an annual license fee for a vehicle subject to registration in this state in a specified amount of the market value of the vehicle.

This bill generally would require the Director of Motor Vehicles, commencing in 2012, to establish a biennial registration period for vehicles, except the bill would require the director to retain an annual registration period for vehicles registered pursuant to the International Registration Plan or commercial motor vehicles with a declared gross weight of 10,101 pounds or more.

The bill would require the Department of Motor Vehicles, commencing in 2012, to collect 2-years' worth of registration fees, vehicle license fees, and associated charges at the time of biennial registration, rather than collecting those fees and charges annually.

The bill would make conforming changes and would require the department to inform a person who renews his or her vehicle registration

in 2011 of biennial registration beginning in 2012 and collection of registration fees and charges on a biennial rather than annual basis.

Vote: majority. Appropriation: no. Fiscal committee: yes.

State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 44019 of the Health and Safety Code is  
2 amended to read:

3 44019. (a) Every public agency, including, but not limited to,  
4 a publicly owned public utility, owning or operating ~~any~~ a motor  
5 vehicle that is exempt from ~~annual~~ *biennial* renewal of registration,  
6 and is otherwise subject to this chapter, shall obtain for the vehicle  
7 a certificate of compliance with the same frequency as is required  
8 for vehicles subject to renewal of registration. The cost limitations  
9 specified in Section 44017 do not apply to ~~any~~ a vehicle owned  
10 or operated by a public agency.

11 (b) ~~Certificates~~—A certificate of compliance required by  
12 subdivision (a) shall be issued if the vehicle meets the requirements  
13 of Section 44012 using a test analyzer system meeting the  
14 requirements of the department. ~~Any~~ A certificate so issued shall  
15 be indexed by vehicle license plate number or vehicle identification  
16 number and retained by the public agency for not less than three  
17 years, and shall be available for inspection by the department.

18 (c) ~~Every~~—A public agency subject to subdivision (a) shall  
19 ~~annually~~ report *annually* to the department the number of  
20 certificates issued, the number of motor vehicles owned, and the  
21 schedule under which the motor vehicles were issued certificates  
22 of compliance.

23 (d) The department may accept proof of compliance with this  
24 section other than by a certificate of compliance.

25 SEC. 2. Section 44041 of the Health and Safety Code is  
26 amended to read:

27 44041. In order to expedite emissions testing and to eliminate  
28 errors in the transcription of vehicle data, the department ~~shall~~, in  
29 cooperation with the Department of Motor Vehicles, *shall* furnish  
30 bar code labels or bar coded documents to all vehicle owners at  
31 the time of their vehicle's ~~annual~~ *biennial* registration renewal.  
32 The labels or documents shall contain vehicle identification  
33 numbers and other vehicle-specific information, to be determined

1 by the department, which can be recorded by smog check station  
2 technicians utilizing the scanning devices required by Section  
3 44036.

4 SEC. 3. Section 44081 of the Health and Safety Code is  
5 amended to read:

6 44081. (a) (1) The department, in cooperation with the state  
7 board, shall institute procedures for auditing the emissions of  
8 vehicles while actually being driven on the streets and highways  
9 of the state. The department may undertake those procedures itself  
10 or seek a qualified vendor of these services. The primary object  
11 of the procedures shall be the detection of gross polluters. The  
12 procedures shall consist of techniques and technologies determined  
13 to be effective for that purpose by the department, including, but  
14 not limited to, remote sensing. The procedures may include  
15 pullovers for roadside emissions testing and inspection. The  
16 department shall consider the recommendations of the review  
17 committee based on the outcome of the pilot demonstration  
18 program conducted pursuant to Section 44081.6.

19 (2) The department may additionally use other methods to  
20 identify gross polluting vehicles for out-of-cycle testing and repair.

21 (b) The department~~shall~~, by regulation, *shall* establish a  
22 program for the out-of-cycle testing and repair of motor vehicles  
23 found, through roadside auditing, to be emitting at levels that  
24 exceed specified standards. The program shall include all of the  
25 following elements:

26 (1) Emission standards, and test and inspection procedures and  
27 regulations, adopted in coordination with the state board, applicable  
28 to vehicles tested during roadside auditing. Emission standards for  
29 issuance of a notice of noncompliance to a gross polluter shall be  
30 designed to maximize the identification of vehicles with substantial  
31 excess emissions.

32 (2) Procedures for issuing notices of noncompliance to owners  
33 of gross polluters, either at the time of the roadside audit, or  
34 subsequently by certified mail, or by obtaining a certificate of  
35 mailing as evidence of service, using technologies for recording  
36 license plate numbers. The notice of noncompliance shall provide  
37 that, unless the vehicle is brought to a designated test-only facility  
38 or a test-and-repair station that is both licensed and certified  
39 pursuant to Sections 44014 and 44014.2, for emissions testing  
40 within 30 days, the owner is required to pay an administrative fee

1 of five hundred dollars (\$500) to be collected by the Department  
2 of Motor Vehicles at the next ~~annual~~ *biennial* registration renewal  
3 or the next change of ownership of the vehicle, whichever occurs  
4 first. Commencing on the 31st day after issuance of the notice of  
5 noncompliance, the fee shall accrue at the rate of five dollars (\$5)  
6 per day up to the five hundred dollars (\$500) maximum.

7 (3) Procedures for the testing of vehicles identified as gross  
8 polluters by a designated test-only facility, or a test-and-repair  
9 station that is both licensed and certified pursuant to Sections  
10 44014 and 44014.2, to confirm that the vehicle exceeds the  
11 minimum emission standard for gross polluters set by the  
12 department.

13 (4) Procedures requiring owners of vehicles confirmed as gross  
14 polluters to have the vehicle repaired, resubmitted for testing, and  
15 obtain a certificate of compliance from a designated test-only  
16 facility, or a test-and-repair station that is both licensed and  
17 certified pursuant to Sections 44014 and 44014.2, or removed from  
18 service as attested by a certificate of nonoperation from the  
19 Department of Motor Vehicles within 30 days or be required to  
20 pay an administrative fee of not more than five hundred dollars  
21 (\$500), to be collected by the Department of Motor Vehicles at  
22 the next ~~annual~~ *biennial* registration renewal or the next change  
23 of ownership, whichever occurs first. Commencing on the 31st  
24 day after issuance of the notice of noncompliance, the fee shall  
25 accrue at the rate of five dollars (\$5) per day up to the five hundred  
26 dollar (\$500) maximum. The registration of a vehicle shall not be  
27 issued or renewed if that vehicle has been identified as a gross  
28 polluter and has not been issued a certificate of compliance. Except  
29 as provided in subdivision (b) of Section 9250.18 of the Vehicle  
30 Code, any revenues collected by the Department of Motor Vehicles  
31 pursuant to this subdivision and Section 9250.18 of the Vehicle  
32 Code shall be deposited in the Vehicle Inspection and Repair Fund.  
33 If the ownership of the vehicle is transferred, the administrative  
34 fee provided for in this subdivision shall be waived if the vehicle  
35 is brought into compliance.

36 (5) A procedure for notifying the Department of Motor Vehicles  
37 of notices of noncompliance issued, so that the Department of  
38 Motor Vehicles may provide effective collection of the  
39 administrative fee. The Department of Motor Vehicles shall

1 cooperate with, and implement the requirements of, the department  
2 in that regard.

3 (c) The department may adopt any other regulations necessary  
4 for the effective implementation of this section, as determined by  
5 the department.

6 (d) Upon the request of the department, the Department of the  
7 California Highway Patrol shall provide assistance in conducting  
8 roadside auditing, to consist of ~~(1) both~~ the stopping of vehicles  
9 and traffic management; and ~~(2) the issuance of notices of~~  
10 noncompliance to gross polluters. The department shall reimburse  
11 the Department of the California Highway Patrol for its costs of  
12 providing those services. The Department of Transportation and  
13 affected local agencies shall provide necessary assistance and  
14 cooperation to the department in the operation of the program.

15 (e) There shall be no repair cost limit imposed pursuant to  
16 Section 44017 for any repairs that are required to be made under  
17 the roadside auditing program, except as provided in Section  
18 44017.

19 (f) This section does not apply to vehicles operating under a  
20 valid repair cost waiver or economic hardship extension issued  
21 pursuant to Section 44015.

22 SEC. 4. Section 44081.6 of the Health and Safety Code is  
23 amended to read:

24 44081.6. (a) The California Environmental Protection Agency,  
25 the state board, and the department, in cooperation with, and with  
26 the participation of, the Environmental Protection Agency, shall  
27 jointly undertake a pilot demonstration program to do all of the  
28 following:

29 (1) Determine the emission reduction effectiveness of alternative  
30 loaded mode emission tests compared to the IM240 test.

31 (2) Quantify the emission reductions, above and beyond those  
32 required by Environmental Protection Agency regulation or by the  
33 biennial test requirement, achievable from a remote sensing-based  
34 program that identifies gross polluting and other vehicles and  
35 requires the immediate repair and retest of those gross polluting  
36 vehicles at a test-only station established by this chapter.

37 (3) Determine if high polluting vehicles can be identified and  
38 directed to test-only stations using criteria other than, or in addition  
39 to, age and model year, and whether this reduces the number of

1 vehicles ~~which~~ *that* would otherwise be subject to inspection at  
2 test-only stations.

3 (4) Qualify emission reductions above and beyond those that  
4 are required by the regulations of the Environmental Protection  
5 Agency, achievable from other program enhancements pursuant  
6 to this chapter.

7 (5) Determine the extent to which the capacity of the test-only  
8 station network established pursuant to Section 44010.5 needs to  
9 be expanded to comply with Environmental Protection Agency  
10 performance standards.

11 (b) The California Environmental Protection Agency shall enter  
12 into a memorandum of agreement with the Environmental  
13 Protection Agency to establish the protocol for the pilot  
14 demonstration program. The memorandum of agreement shall  
15 ensure, to the extent possible, that the Environmental Protection  
16 Agency will accept the results of the pilot demonstration program  
17 as the findings of the Administrator of the Environmental  
18 Protection Agency. The pilot demonstration program shall be  
19 conducted pursuant to the memorandum of agreement.

20 (c) The review committee established pursuant to Section 44021  
21 shall review the protocol for the pilot demonstration program, as  
22 established in the signed memorandum of agreement, and  
23 recommend any modification that the review committee finds to  
24 be appropriate for the pilot demonstration program. ~~Any such~~ *That*  
25 modification shall become effective only upon the written  
26 agreement of the California Environmental Protection Agency and  
27 the Environmental Protection Agency.

28 (d) The department shall contract, on behalf of the committee,  
29 with an independent entity to ensure quality control in the  
30 collection of data pursuant to the pilot demonstration program.  
31 The department shall also contract, on behalf of the committee,  
32 for an independent analysis of the data produced by the pilot  
33 demonstration program.

34 (e) ~~Any~~ A contract entered into pursuant to this section shall  
35 not be subject to any restrictions that ~~are applicable~~ *apply* to  
36 contracts in the Government Code or in the Public Contract Code.  
37 The department shall report to the Legislature any action that is  
38 taken in accordance with this subdivision.

1 (f) To the extent possible, the pilot demonstration program shall  
2 be conducted using equipment, facilities, and staff of the state  
3 board, the department, and the Environmental Protection Agency.

4 (g) The pilot demonstration program shall provide for, but not  
5 be limited to, all of the following:

6 (1) For ~~the~~ purposes of this section, any vehicle subject to the  
7 inspection and maintenance program may be selected to participate  
8 in the pilot demonstration program regardless of when last  
9 inspected pursuant to this chapter.

10 (2) Registered owners of vehicles selected to participate in the  
11 pilot demonstration program shall make the vehicle available for  
12 testing within a time period and at a testing facility designated by  
13 the department. If necessary, the department shall increase the  
14 capacity of the existing referee network in the area or areas where  
15 the pilot demonstration program will be operating, in order to  
16 accommodate the convenient testing of selected vehicles.

17 (3) If the department finds that a vehicle is emitting excessive  
18 emissions, the vehicle owner shall be required to make necessary  
19 repairs within the existing cost limits and return to a testing facility  
20 designated by the department. The vehicle owner shall have  
21 additional repairs made if the repairs are requested and funded by  
22 the department. The department shall also fund the cost of any  
23 necessary repairs if the owner of the vehicle has, within the last  
24 two years, already paid for emissions-related repairs to the same  
25 vehicle in an amount at least equal to the existing cost limits, in  
26 order to obtain a certificate of compliance or an emission cost  
27 waiver.

28 (4) Vehicle owners who fail to bring the vehicle in for inspection  
29 or fail to have repairs made pursuant to this section shall be issued  
30 notices of noncompliance. The notice shall provide that, unless  
31 the vehicle is brought to a designated testing facility for testing,  
32 or repair facility for repairs, within 15 days of notice of the  
33 requirement, the owner will be required to pay an administrative  
34 fee of not more than five dollars (\$5) a day, not to exceed two  
35 hundred fifty dollars (\$250), to be collected by the Department of  
36 Motor Vehicles at the next ~~annual~~ *biennial* registration renewal or  
37 the next change of ownership of the vehicle, whichever occurs  
38 first. Commencing on the 31st day after issuance of the notice of  
39 noncompliance, the fee shall accrue at the rate of five dollars (\$5)  
40 per day up to the two hundred fifty dollars (\$250) maximum.

1 Except as provided in subdivision (b) of Section 9250.18 of the  
2 Vehicle Code, any revenues collected by the Department of Motor  
3 Vehicles pursuant to this subdivision and Section 9250.18 of the  
4 Vehicle Code shall be deposited into the Vehicle Inspection and  
5 Repair Fund by the Department of Motor Vehicles.

6 (h) The Department of Motor Vehicles, the Department of  
7 Transportation, local agencies, and the state board shall provide  
8 necessary support for the program established pursuant to this  
9 section.

10 (i) As soon as possible after the effective date of this section,  
11 the department and the state board shall develop, implement, and  
12 revise as needed, emissions test procedures and emissions standards  
13 necessary to conduct the pilot demonstration program.

14 SEC. 5. Section 10752.7 is added to the Revenue and Taxation  
15 Code, to read:

16 10752.7. Notwithstanding any other law, the annual amount  
17 of the license fee imposed pursuant to this part shall be paid on a  
18 biennial basis for a vehicle that is required to be registered on a  
19 biennial basis as determined by the department. The department  
20 shall coordinate the payment of the license fee with the changes  
21 to the vehicle registration period made by the act adding this  
22 section.

23 SEC. 6. Section 10770 of the Revenue and Taxation Code is  
24 amended to read:

25 10770. (a) If the fee for an original registration is not paid  
26 within 20 days after it becomes delinquent, a penalty equal to 20  
27 percent of the fee shall be added and collected with the fee.

28 (b) A penalty of 20 percent of the license fee shall be added on  
29 ~~any an~~ application for original or renewal of year-round or ~~annual~~  
30 *biennial* registration made later than midnight of the date of  
31 expiration or on or after the date penalties become due. This penalty  
32 shall be computed after the vehicle license fee has been combined  
33 with the registration and weight fees as provided in Sections 9250  
34 and 9400 of the Vehicle Code.

35 (c) Notwithstanding subdivision (a), ~~any a~~ penalty that became  
36 due prior to January 1, 1978, shall be computed at the rate of  
37 penalty ~~which~~ *that* was then in effect.

38 SEC. 7. Section 10856 of the Revenue and Taxation Code is  
39 amended to read:



10856. (a) Except as provided in Section 9553 of the Vehicle Code, upon receipt of the application for renewal of registration, the department shall collect the required fee for the current registration ~~year period~~. ~~No~~ A penalty shall *not* be imposed if the department receives the application prior to or on the date the vehicle is first operated, moved, or left standing upon ~~any~~ a highway during its current registration ~~year period~~ and the applicant has timely filed, pursuant to subdivision (a) of Section 4604 of the Vehicle Code, a certification that the vehicle will not be operated, moved, or left standing upon ~~any~~ a highway during the current registration ~~year period~~ without first making an application for registration of the vehicle, including full payment of fees.

(b) If an application for renewal of registration is accompanied by an application for transfer of title, that application may be made without incurring a penalty for delinquent payment of fees not later than 20 days after the date the vehicle is first operated, moved, or left standing on ~~any~~ a highway if a certification pursuant to subdivision (a) of Section 4604 of the Vehicle Code was timely filed with the department.

(c) Upon receipt of an application for original registration, the department shall collect the required fee for the current registration ~~year period~~. ~~No~~ A penalty shall *not* be imposed if the department receives the application and fee within 20 days after the fee becomes due.

SEC. 8. Section 10858 of the Revenue and Taxation Code is amended to read:

10858. (a) When a transferee or purchaser of a vehicle applies for transfer of registration, as provided in Section 5902 of the Vehicle Code, and ~~it is determined by the department~~ *determines* that vehicle license fee penalties accrued prior to the purchase of the vehicle and that the transferee or purchaser was not cognizant of the nonpayment of the vehicle license fee for the current or prior registration ~~years periods~~, the department may waive the vehicle license fee penalties upon payment of the vehicle license fees due.

(b) Other provisions of this code notwithstanding, the Director of Motor Vehicles may, at his *or her* discretion, investigate into the circumstances of ~~any~~ an application for registration to ascertain if penalties had accrued through no fault or intent of the owner.

1 Provided ~~such~~ *the* circumstances prevail, the director may waive  
2 ~~any~~ *the* penalties upon payment of the license fee then due.

3 (c) When a transferee or purchaser of a vehicle applies for  
4 transfer of registration of a vehicle, and it is determined by the  
5 department that license fees for the vehicle for any ~~year~~ *period* are  
6 unpaid and due, that the fees became due prior to the transfer or  
7 purchase of the vehicle by the transferee or purchaser, and that the  
8 transferee or purchaser was not cognizant of the fact that the fees  
9 were unpaid and due, the department may waive the fees and any  
10 penalty thereon when both of the following conditions exist:

11 (1) The license plate assigned to the vehicle displays a validating  
12 device issued by the department, and the validating device contains  
13 the ~~year-number~~ *period* of the registration ~~year~~ *period* for which  
14 the transferee or purchaser is requesting a waiver of fees and  
15 penalties.

16 (2) The transferee or purchaser has submitted to the department  
17 the registration card that indicates the vehicle is registered for the  
18 registration ~~year~~ *period* indicated on the validating device displayed  
19 on the license plate assigned to the vehicle.

20 (d) Upon the transfer of a vehicle for which license fees and  
21 any penalties thereon are unpaid and due, ~~such~~ *those* fees and  
22 penalties are, notwithstanding ~~the provisions of~~ Article 2  
23 (commencing with Section 10876), the personal debt of the  
24 transferor of the vehicle who did not pay the fees and penalties  
25 when they became due or accrued. The fees and penalties may be  
26 collected by the department in an appropriate civil action if the  
27 department has waived the fees and penalties pursuant to  
28 subdivision (c).

29 SEC. 9. Section 10902 of the Revenue and Taxation Code is  
30 amended to read:

31 10902. (a) In the event of a constructive total loss, in which  
32 the repair value exceeds the market value of the vehicle less the  
33 anticipated salvage value, or a nonrepairable vehicle, or an  
34 unrecovered total loss, due to a theft, of a vehicle, the in-lieu fee  
35 portion of the vehicle license fee that has been paid, ~~less any offset~~  
36 ~~provided in Section 10754~~, shall be refunded to the current  
37 registered owner (the owner of the salvage value of the vehicle);  
38 or credited against the vehicle license fee owed on the owner's  
39 replacement vehicle. The amount refunded or credited shall be  
40 based upon ~~one-twelfth~~ *one twenty-fourth* of the *biennial payment*

1 *amount of the annual in-lieu fee, less any offset provided by Section*  
2 ~~10754~~, for each full month that remains until the registration  
3 expires.

4 (b) ~~No~~ A refund or credit ~~may~~ *shall not* be made pursuant to  
5 this section unless the vehicle owner has signed a declaration under  
6 penalty of perjury that he or she has not been cited or convicted  
7 of violating Section 23152 or 23153 of the Vehicle Code (relating  
8 to driving under the influence of alcohol or drugs) or Section 23103  
9 as specified in Section 23103.5 of that code (which involves a  
10 substitute for an original citation of driving under the influence)  
11 in connection with the owner's vehicle loss. If the owner has been  
12 cited under any of these code sections, the owner shall be entitled  
13 to the refund or credit upon presentation of either proof of dismissal  
14 of the citation or a finding of not guilty.

15 (c) The Department of Motor Vehicles shall charge to vehicle  
16 owners requesting a refund or credit pursuant to this section a  
17 service fee in the amount of fifteen dollars (\$15) to cover the  
18 administrative costs of processing the request.

19 (d) In the case of a request for refund or credit with respect to  
20 a stolen vehicle, the vehicle owner ~~may not be~~ *is not* entitled to a  
21 refund or credit prior to 60 days from the date the theft of the  
22 vehicle is reported to the police. If a refund is received or a credit  
23 is applied to another vehicle and the stolen vehicle is subsequently  
24 recovered, the owner shall return the amount refunded or credited.  
25 If the owner receives a refund or credit, and the destroyed or stolen  
26 vehicle is scrapped and subsequently repaired by another person,  
27 the new owner shall pay the full vehicle license fee.

28 (e) The Department of Motor Vehicles shall adopt regulations  
29 for the administration of the refunds and credits provided by this  
30 section.

31 SEC. 10. Section 506 of the Vehicle Code is amended to read:

32 506. "Registration year" or "*registration period*" is the period  
33 of time beginning with the date the vehicle is first required to be  
34 registered in this state and ending on the date designated by the  
35 director for expiration of the registration or the period of time  
36 designated for subsequent renewal thereof.

37 SEC. 11. Section 1651.5 of the Vehicle Code is amended to  
38 read:

39 1651.5. (a) (1) The director ~~may~~ *shall* assign or reassign dates  
40 for the expiration of registration for a vehicle registered pursuant

1 to this code. The director ~~may~~ *shall* establish a *biennial* registration  
2 *year period* for ~~any a vehicle consisting of any period from seven~~  
3 ~~months to 18 months, inclusive~~, with subsequent renewals being  
4 required at ~~yearly~~ *biennial* intervals thereafter. The director shall  
5 assign an expiration date of the last day of the calendar month to  
6 all trailers and to all motor vehicles subject to additional fees under  
7 ~~the provisions of Section 9400. Any A vehicle being~~ registered on  
8 a quarterly basis shall be assigned or reassigned an expiration date  
9 of December 31 for ~~the that~~ *that registration year period*. The director  
10 shall have the authority to exclude from ~~year-round~~ *biennial*  
11 registration ~~any the type of vehicle that the director deems~~  
12 ~~appropriate for exclusion and shall exclude vehicles registered~~  
13 ~~pursuant to the International Registration Plan as described in~~  
14 ~~Article 4 (commencing with Section 8050) of Chapter 4 of Division~~  
15 ~~3 or subject to Section 9400.1 from biennial registration and retain~~  
16 ~~annual year-round registration for those vehicles.~~

17 (2) *The director shall require that a vehicle with a license plate*  
18 *that has a final numerical character that is an odd number have*  
19 *its registration renewed in odd-numbered years and that a vehicle*  
20 *with a license plate that has a final numerical character that is an*  
21 *even number have its registration renewed in even-numbered years.*  
22 *The director shall require that a vehicle with a license plate without*  
23 *a numerical character have its registration renewed in*  
24 *odd-numbered years.*

25 (b) In order to implement a year-round registration for vehicles  
26 registered pursuant to the International Registration Plan as  
27 described in Article 4 (commencing with Section 8050) of Chapter  
28 4 of Division 3, the director, on or before January 1, 2009, shall  
29 assign or reassign a date for the expiration of registration of those  
30 vehicles described in this subdivision and may utilize the applicable  
31 practices and procedures set forth under subdivision (a) in order  
32 to implement this subdivision.

33 SEC. 12. Section 4602 of the Vehicle Code is amended to read:  
34 4602. Application for renewal of a vehicle registration shall  
35 be made by the owner not later than midnight of the expiration  
36 date, and shall be made by presentation of the registration card  
37 last issued for the vehicle or by presentation of a potential  
38 registration card issued by the department for use at the time of  
39 renewal and by payment of the full registration ~~year period~~ fee for  
40 the vehicle as provided in this code. If the registration card and

1 potential registration card are unavailable, a fee as specified in  
2 Section 9265 shall not be paid.

3 SEC. 13. Section 5004.5 of the Vehicle Code is amended to  
4 read:

5 5004.5. (a) Notwithstanding any other provision of this code,  
6 ~~any~~ *an* owner of a motorcycle manufactured in the year 1942 or  
7 ~~prior thereto shall~~ *earlier*, upon application in the manner and at  
8 the time prescribed by the department, *shall* be issued special  
9 license plates for the motorcycle. The special license plates  
10 assigned to ~~such the~~ motorcycles shall run in a separate numerical  
11 series. An additional fee of fifteen dollars (\$15) shall be charged  
12 for the initial issuance of the special license plates. ~~Such The~~  
13 *special license* plates shall be permanent and shall not be required  
14 to be replaced. If ~~such the~~ special license plates become damaged  
15 or unserviceable in any manner, replacement for the plates may  
16 be obtained from the department upon proper application and upon  
17 payment of ~~such the~~ fee ~~as that~~ is provided for in Section 9265.  
18 Except as otherwise provided in this section, ~~such motorcycles~~  
19 ~~shall be the motorcycle is~~ subject to the same ~~annual~~ *biennial*  
20 registration fees and provisions of law as are other motorcycles.

21 ~~All~~

22 (b) *All* revenues derived from the fees provided for in this  
23 section above actual costs of the production and issuance of the  
24 special plates for motorcycles, or the replacement thereof, shall  
25 be deposited in the California Environmental License Plate Fund  
26 by the department.

27 SEC. 14. Article 1.5 (commencing with Section 9200) is added  
28 to Chapter 6 of Division 3 of the Vehicle Code, to read:

29  
30 Article 1.5. Affect of Biennial Registration on Payment of  
31 Vehicle Registration and Weight Fees  
32

33 9200. Notwithstanding any other law, when this code or any  
34 other code imposes a charge on the registration of a vehicle that  
35 is registered on a biennial basis, or that is required to be collected  
36 at the time of registration of a vehicle that is registered on a  
37 biennial basis, and does not specify that the charge is imposed for  
38 a biennial registration period, the department shall collect the  
39 charge on a biennial basis, so that two-years' worth of the charge  
40 is collected at the time of the biennial registration.

1 SEC. 15. Section 9559.5 of the Vehicle Code is amended to  
2 read:

3 9559.5. When, by reason of the assignment or reassignment  
4 of a renewal registration date by the director, the registration-year  
5 *period* is less than, or more than, ~~12~~ 24 months, the fee due for  
6 that renewal shall be decreased or increased by ~~one-twelfth~~ *one*  
7 *twenty-fourth* of the ~~annual~~ *biennial* fee for each month of the  
8 period less than, or in excess of, ~~12~~ 24 months.

9 SEC. 16. Section 9700 of the Vehicle Code is amended to read:

10 9700. (a) With respect to ~~vehicles~~ *a vehicle* subject to  
11 additional registration fees under Section 9400 ~~or 9400.1~~, a  
12 proportionate share of the additional fees may be paid for ~~any~~ *a*  
13 partial period of one month or more, but less than ~~12~~ 24 months,  
14 in an amount determined to be ~~one-twelfth~~ *one twenty-fourth* of  
15 the annual registration *fee amount* times the consecutive months,  
16 or fraction thereof, of the period of *biennial* registration.

17 (b) *With respect to a vehicle subject to additional registration*  
18 *fees under Section 9400.1, a proportionate share of the additional*  
19 *fees may be paid for a partial period of one month or more, but*  
20 *less than 12 months, in an amount determined to be one-twelfth*  
21 *of the annual registration fee amount times the consecutive month,*  
22 *or fraction thereof, or the period of registration.*

23 SEC. 17. The Department of Motor Vehicles shall inform a  
24 person who renews his or her vehicle registration in 2011 that the  
25 person's next registration renewal will be for a two-year period,  
26 which will occur in 2012 for a vehicle with a license plate that has  
27 a final numerical character that is an even number or in 2013 for  
28 a vehicle with a license plate that has a final numerical character  
29 that is an odd number or does not have a numerical character. The  
30 Department of Motor Vehicles shall include with that notification  
31 a statement that the biennial renewal will require payment of  
32 two-years' worth of registration fees, vehicle license fees, and  
33 related charges, the total of which will be approximately double  
34 the charges made for registration in 2011.

35 SEC. 18. Sections 1 to 16, inclusive, of this act shall become  
36 operative on January 1, 2012.